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8 Attorneys for Plaintiff
9 RICHARD McCAULLEY

10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**

12 IN RE: BEXTRA AND CELEBREX
13 MARKETING, SALES PRACTICES
14 AND PRODUCTS LIABILITY
15 LITIGATION

} Case No. M:03-CV-01699-CRB

} MDL No. 1699

} JUDGE BREYER

16 This document relates to:

17 **RICHARD McCAULLEY**
18 **Individual Case No. 3:06-cv-00143-CRB**

} **STIPULATION AND ORDER OF**
19 **DISMISSAL ONLY AS TO CASE**
20 **NUMBER CV 05-06239-SJO,**
21 **ORIGINALLY FILED IN THE**
22 **CENTRAL DISTRICT OF**
23 **CALIFORNIA**

24 **IT IS HEREBY STIPULATED AND AGREED** by and between counsel
25 for Plaintiff and counsel for Defendants that the Complaint of Plaintiff RICHARD
26 McCAULLEY, Case Number CV 05-06239-SJO, originally filed in the Central
27 District of California on August 25, 2005 and later transferred to MDL No. 1699, *In*
28 *Re: Bextra and Celebrex, Marketing, Sales Practices and Products Liability*
Litigation, with the assigned individual case number 3:06-cv-00143-CRB, may be
and is hereby dismissed without prejudice.

1 The parties hereby stipulate that Plaintiff will proceed in the MDL only
2 through the California action, and jurisdiction and venue for the trial of the action
3 will be proper in whichever of the following is selected by Pfizer: San Francisco,
4 Los Angeles, Missouri.

5 The parties shall each bear their own costs.

7 Dated: May 8, 2006

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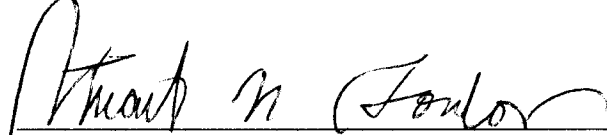
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17 *Counsel for Plaintiff*

18 RICHARD McCAULLEY

19
20 Dated: May 15, 2006

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Defendants' Liaison Counsel

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2
3
4 Dated: May 18, 2006

